IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO. 1535 OF 2004

AND

WRIT PETITION NO.1537 OF 2004

Mr.P.K.Dhakephalkar with Mr.A.P.Mhatre for the Petitioner.

Mr.K.K.Malpathak for Respondent No.1.

Mr.R.S.Apte for Respondent No.3.

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions	Court's or Judge's orders
	CORAM: D.K.DESHMUKH, J.
	DATED: 20TH APRIL,2005
P.C.:	
Parties are agreed that for disposing of the petitions in the following manner, no reasons are necessary to be recorded.	
1. Petitioners and the Respondent No.1 shall within a period of two weeks from today make a joint application to the Respondent	

No.3/Corporation for permission to construct the staircase.

2. In case, such an application is made by the Petitioners and the Respondent No.1 within the aforesaid period, the Respondent No.3/Corporation shall consider it in accordance with law and pass suitable orders thereon, as far as possible within a period of four weeks from the date of receipt of the application. The Respondent No.3/Corporation while considering the application shall also consider whether the proposal for construction of the staircase can be considered with some modification.

3. In case the Corporation permits the construction of the staircase, the Respondent No.1 shall construct the staircase within a period of two months from the date of getting permission from the Corporation.

4. It is agreed between the parties that on decision of the Corporation, on the application to be submitted by the Petitioner and the Respondent

No.1, the Respondent No.1 shall hand over possession of the premises, which the Respondent No.1 has agreed to hand over to the Petitioner, within a period of two weeks from the date of the order of the Corporation.

5. Parties are also agreed that before handing over possession to the Petitioners of the premises, Petitioners and the Respondent No.1 shall sign consent terms and file them before the trial court.

Petition disposed of.

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